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Attorney for Plaintiff CHARLES HOGARTY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

CHARLES HOGARTY,

Plaintiff,

v.

NEC CORPORATION OF AMERICA, ET AL.

Defendants.

Case No. 3:08-cv-00677-DMS-BLM  
Class Action

JOINT MOTION FOR EXTENSION  
OF TIME FOR DEFENDANTS NEC  
CORPORATION OF AMERICA,  
INNOVATIVE EMPLOYEE  
SOLUTIONS, INC., AND  
DYNAMIC STAFFING, INC. TO  
RESPOND TO THE COMPLAINT

The Honorable Dana M. Sabraw

PLEASE TAKE NOTICE that Defendants NEC Corporation of America, Innovative Employee Solutions, Inc., and Dynamic Staffing, Inc. ("Defendants") and Plaintiff Charles Hogarty ("Plaintiff") hereby jointly move the Court for an order allowing Defendants an extension of time in which to file a responsive pleading to Plaintiff's Complaint until June 30, 2008. Pursuant to Rule 6 of the Civil Pretrial & Trial Procedures of Judge Dana M. Sabraw, counsel for Defendants and Plaintiff have conferred regarding a potential Rule 12(b) motion that Defendants

1 may file regarding transfer of venue, and about potential settlement. Discussions regarding this  
2 potential motion and settlement are ongoing.

3 Accordingly, the instant request for an extension of time is supported by good cause, and  
4 the parties believe that it is in the interest of judicial economy to grant the extension of time.

5 Dated: May 29, 2008

MORRISON & FOERSTER LLP

7  
8 By: /s/  
Daniel P. Westman,  
9 Attorney for Defendant  
10 NEC CORPORATION OF AMERICA

11 Dated: May 29, 2008

THIERMAN LAW FIRM

13 By: /s/  
14 Mark R. Thierman,  
15 Attorney for Plaintiff  
CHARLES HOGARTY

16 Dated: May 29, 2008

LAW OFFICES OF S. ROSS  
KOCHENDERFER, P.C.

19 By: /s/  
20 S. Ross Kochenderfer,  
21 Attorney for Defendant  
22 DYNAMIC STAFFING, INC.

Dated: May 29, 2008

BLACKMAR, PRINCIPE & SCHMELTER,  
P.C.

By: \_\_\_\_\_ /s/

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Peter J. Attarian,

Attorney for Defendant  
INNOVATIVE EMPLOYEE  
SOLUTIONS, INC.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

CHARLES HOGARTY,  
Plaintiff,

v.

NEC CORPORATION OF AMERICA, ET AL.  
Defendants.

Case No. 3:08-cv-00677-DMS-BLM  
Class Action

[PROPOSED] ORDER GRANTING  
JOINT MOTION FOR EXTENSION  
OF TIME FOR DEFENDANTS NEC  
CORPORATION OF AMERICA,  
INNOVATIVE EMPLOYEE  
SOLUTIONS, INC., AND  
DYNAMIC STAFFING, INC. TO  
RESPOND TO THE COMPLAINT

The Honorable Dana M. Sabraw

Good cause appearing, the parties' joint motion for extension of time is GRANTED.

IT IS FURTHER ORDERED that Defendants NEC Corporation of America, Innovative  
Employee Solutions, Inc. and Dynamic Staffing, Inc. shall file a responsive pleading to the  
Complaint of Plaintiff Charles Hogarty on or before June 30, 2008.

Dated: \_\_\_\_\_, 2008

\_\_\_\_\_  
DANA M. SABRAW  
United States District Court Judge

COPY TO:

BARBARA LYNN MAJOR  
UNITED STATES MAGISTRATE JUDGE

ALL PARTIES/COUNSEL